

DEC 22 2003

PTO/SB/21 (08-03)

Approved for use through 08/30/2003. OMB 0651-0031

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**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Application Number	10/649,253
Filing Date	08/27/2003
First Named Inventor	Dzialakiewicz
Art Unit	3753
Examiner Name	
Attorney Docket Number	SBC0020

Total Number of Pages in This Submission

ENCLOSURES (Check all that apply)

- | | | |
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| <input type="checkbox"/> Fee Transmittal Form
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under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)
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<input type="checkbox"/> CD, Number of CD(s) _____ | <input type="checkbox"/> After Allowance communication
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<input type="checkbox"/> Appeal Communication to TC
(Appeal Notice, Brief, Reply Brief)
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Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Daniel Tychonievich, Reg. No. 41,358 Baker & Daniels
Signature	<i>Daniel Tychonievich</i>
Date	December 19, 2003

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Daniel Tychonievich		
Signature	<i>Daniel Tychonievich</i>	Date	Dec. 19, 2003

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:)	Before the Examiner:
)	
Paul Dzialakiewicz et al.)	
)	
Serial No: 10/649,253)	Group Art Unit: 3753
)	
Filed: August 27, 2003)	
)	
PROPORTIONAL VALVE ACTUATING)	
APPARATUS)	

INFORMATION DISCLOSURE STATEMENT

Applicants hereby submit the attached documents listed on the attached PTO Form 1449 in accordance with 37 CFR §1.97(b)(3), as these documents are being submitted before the first Office Action. Copies of the cited items are enclosed in accordance with 37 C.F.R. § 1.98.

The filing of this Information Disclosure Statement shall not be construed as an admission that the information cited is, or is considered to be, material to patentability as defined in § 1.56(b), or that these documents are prior art.

It is believed that no fee is required for consideration of the submitted items. Should any fee be required, however, please charge such fee to Deposit Account No. 02-0387, but not to include any payment of issue fees.

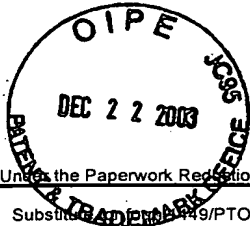
Respectfully submitted,

Daniel Tychonievich

Daniel Tychonievich, Reg. No. 41,358
BAKER & DANIELS
205 West Jefferson Blvd., Suite 250
South Bend, IN 46601
(574) 234-4149

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Michelle L. W. Horvath
Michelle L. W. Horvath



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Substitute Examination PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Sheet 1 of 2

PTO/SB/08A (08-03)

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Complete if Known

Application Number	10/649,253
Filing Date	08/27/2003
First Named Inventor	Dzialakiewicz
Art Unit	3753
Examiner Name	
Attorney Docket Number	SBC0020

U. S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
		US- 3,423,062	01-21-1969	Grayson	
		US- 3,796,229	03-12-1974	Wright	
		US- 3,960,361	06-01-1976	York	
		US- 4,349,045	09-14-1982	Kah, Jr.	
		US- 4,463,332	07-31-1984	Everett	
		US- 4,527,590	07-09-1985	Kolze	
		US- 4,767,097	08-30-1988	Everett et al.	
		US- 4,954,799	09-04-1990	Kumar	
		US- 4,986,308	01-22-1991	Champseaux	
		US- 5,027,857	07-02-1991	Champseix	
		US- 5,199,462	04-06-1993	Baker	
		US- 5,232,196	08-03-1993	Hutchings et al.	
		US- 5,653,422	08-05-1997	Pieloth et al.	
		US- 5,762,097	06-09-1998	Hettinger et al.	
		US- 5,799,696	09-01-1998	Weiss	
		US- 5,983,941	11-16-1999	Fritz et al.	
		US- 6,325,354-B1	12-04-2001	Hoen et al.	
		US- 6,394,136-B1	05-28-2002	Rohrbeck	
		US- 6,460,558-B2	10-08-2002	Anderson	

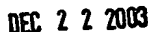
FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				

Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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Substitute for form

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Sheet	1	of	2
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Complete if Known

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First Named Inventor	Dzialakiewicz
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Attorney Docket Number	SBC0020

U. S. PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
		Country Code ³ *Number ⁴ *Kind Code ⁵ (if known)				
	✓	WO 00/03166	01-20-2000	Shank et al.		✓
	✓	JP 7063273 A2	03-07-1995	Yasuhiko et al.		✓

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